

UNITED STATES DISTRICT COURT  
for the

NORTHERN DISTRICT OF CALIFORNIA

E-filing

MARKHAM ROBINSON, in his capacity as  
Presidential Elector and Chairperson-Elect of the  
American Independent Party

Plaintiff

v.

SECRETARY OF STATE DEBRA BOWEN, in  
her individual and official capacities, et al.,

Defendant

CV 08

Civil Action No.

3836

JL

## Summons in a Civil Action

To: SECRETARY OF STATE DEBRA BOWEN, in her individual and official capacities, THE REPUBLICAN NATIONAL COMMITTEE, an organization, form unknown, THE REPUBLICAN PARTY OF CALIFORNIA, an organization, form unknown, SENATOR JOHN MCCAIN, in his individual and official capacities, DOES ONE through FIFTY FIVE, inclusive.

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Gregory S. Walston, State Bar No. 247617  
Orestes Alexander Cross, State Bar No. 250471  
WALSTON CROSS  
222 Columbus Avenue, Suite 420  
San Francisco, California 94133  
Telephone: (415) 956-9200  
Facsimile: (415) 956-9205  
Email: gwalston@walstonlaw.com

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date:

AUG 11 2008

Richard W. Wicking

Name of clerk of court  
HELEN L. ALMACEN

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

<b>Attorney or Party without Attorney:</b> <b>WALSTON &amp; CROSS</b> 222 COLUMBUS AVENUE, #420 SAN FRANCISCO, CA 94133 Telephone No: 415.956.9200 FAX No: 415.956.9200		<b>For Court Use Only</b>	
<b>Attorney for: Plaintiff</b>		<b>Ref. No. or File No.:</b>	
<b>Insert name of Court, and Judicial District and Branch Court:</b> UNITED STATES DISTRICT COURT NORTHERN DISTRICT			
<b>Plaintiff: MARKHAM ROBINSON, ET AL</b> <b>Defendant: SECRETARY OF STATE DEBRA BOWEN, ET AL</b>			
<b>PROOF OF SERVICE</b>		<b>Hearing Date:</b>	<b>Time:</b>
		<b>Dept/Div:</b>	<b>Case Number:</b> CV083836

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL ACTION; PLAINTIFF'S COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF; PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME ON PLAINTIFF'S MOTION FOR A PRELIMINARY INJUNCTION; PLAINTIFF'S NOTICE OF MOTION AND MOTION FOR A PRELIMINARY INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT; PROPOSED ORDER RE: PLAINTIFF'S APPLICATION TO SHORTEN TIME; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES
3. a. Party served: CALIFORNIA SECRETARY OF STATE  
 b. Person served: EDWARD S. MAXWELL, AUTHORIZED TO ACCEPT SERVICE OF PROCESS, WHITE, MALE, 43 Years Old, BROWN Hair, 5 Feet 11 Inches, 230 Pounds
4. Address where the party was served: 1500 11TH STREET 6TH FL  
 SACRAMENTO, CA 95814
5. I served the party:
  - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on: Thu., Aug. 14, 2008 (2) at: 2:40PM
7. Person Who Served Papers:
  - a. Craig Lawson
  - d. The Fee for Service was: \$80.00  
 Recoverable Cost Per CCP 1033.5(a)(4)(B)
  - e. I am: (3) registered California process server
    - (i) Owner
    - (ii) Registration No.: 2002-59
    - (iii) County: SACRAMENTO
    - (iv) Expiration Date: Mon, Dec. 08, 2008



**COUNTY-LEGAL**  
 1023 H Street, Suite B3  
 Sacramento, CA 95814  
 (916) 446-4890, FAX (916) 446-4892  
 www.county-legal.com info@county-legal.com

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Thu, Aug. 14, 2008

Judicial Council Form  
 Rule 2.150(a)&(b) Rev January 1, 2007

PROOF OF SERVICE

*(Signature)*  
 (Craig Lawson)

wcsf.9306